New LULUs from La La Land:
Public Controls on Medical Marijuana Dispensaries

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15 states and D.C. allow
The Medical Marijuana Industry

An overview

- Federal law
- State law
- Local law
- MJ Medical card holders
- MJ Recommending physicians
- MJ caregivers
- MJ dispensaries
- MJ growers
- MJ Infused product manufacturers
State and Local Licensing
Medical Marijuana

• Regulatory framework
• Criminal background checks
• Location restrictions
• On-site operations
• Security requirements
• Inspections and records
Local Zoning Controls
Medical Marijuana

• Allowed by right districts
• Specially permitted uses
• Location restrictions
• Performance standards
• Operational standards
• Sign restrictions
• Design review
Legal Claims
Medical Marijuana

- Legal authority
- State preemption
- Moratoria
- Grandfather protection
- Vested rights
- Nonconforming uses
- Due process
- Equal protection
- Takings
the future?